

a pretty woman are well known," he said as he left the court room.

"MERRY CHRISTMAS," SAID FAYNE MOORE.

And to Her, as She Went Back to the Tomb, the Ragged Urchin Seemed Happy Indeed.

By Winifred Black.

The Moore jury has disagreed. Fayne Strahan Moore will have to be tried again.

The jury was locked up at 2 o'clock on Saturday.

Mrs. Moore hoped to get out of the Tomb on Christmas Eve. She had her little valise packed, all ready to go at a minute's notice. The long, slow hours dragged along till it was bedtime in the prison, and then some one came and told her that the jury would probably stay out all night.

The jury did stay out all night. And in the morning they sent word to Recorder Goff that they could not agree.

The Recorder hurried through his breakfast and got to the court room in time to call the jury before him by a quarter past ten. The court room, which has been crowded to suffocation all the week, was almost empty. The morbid lovers of the unclean, who have fought like wild beasts for front seats at this degrading drama in real life, were at home. Trimming Christmas trees for clear-eyed little children, probably.

Fayne Moore slipped into the court room in a graceful little way she has, that reminds the onlooker of a tiny kitten picking its way through a muddy street. She wore a plain black cloth tailor-made and extremely smart gown. You can't mention Fayne Moore without mentioning her clothes—she wears them so extremely well. She was pale, but she held her head very well on her slender throat.

Recorder Goff cleared his throat and made a nice, holiday-season-peace-and-good-will-bless-us-all-every-one speech to the jury, in which he thanked them for their conscientious devotion, and sent them home, with a Merry Christmas and a Happy New Year wish at the end of every other sentence.

Fayne Moore still, Mr. Simpson, who represented her counsel, Mr. Levy, leaned across the back of her chair.

"Seven for conviction and five for acquittal," he said.

Mrs. Moore smiled dully. "It might have been conviction," said Mr. Simpson. "When they sent word about the extreme penalties last night, it began to look dubious."

"Yes," said Mrs. Moore. The court attendants banged their books together, rattled the keys out of their desks, wished each other a Merry Christmas with a boisterous show of good fellowship.

"It isn't so bad," said Mr. Simpson. "You're reminded of Monday, and then we'll move for a new trial, and anyway, we'll try to get your bail fixed so you can be out by New Year's."

"Yes," said Mrs. Moore. She rose, and walked quickly out of the room. On her way down the hall, a black-eyed rogue of an Italian boy tumbled through the corridor. He was trying to skate on a "roller." He waved a pair of brilliant purple mittens, evidently brand new.

Merry Christmas, he cried. Fayne Moore's shilly blue eyes filled with sudden tears. "Merry Christmas," she said, and then she went over to her cell in the Tomb, and sat down to wait for the new trial which will put her on the rack again.

The hypnotic eyes did not do their mysterious work, after all. A prosperous man and a cheerful, motherly woman stood on the steps and watched her go.

"Poor wretch," said the man. "Think of such a Christmas! I feel sorry for her. I don't see how they could be so hard on her. She's so young and pretty."

The woman's kindly face hardened. "No," she said. "Well, I suppose I ought to feel sorry for her, too, but I can't help thinking of the man's wife—Mabel's wife. I wonder what kind of a Christmas she and her children are having. I wish she could come into the court room."

Maybe she could do a little influencing herself. The man glanced uneasily at the woman. Then he laughed.

"Perhaps she hasn't hypnotic eyes," he said. The woman's eyes sneered. "Probably not," she cried. "She's forty years old, they say."

The Italian boy whizzed unsteadily down the passage. He stumbled and caught himself just in time to avoid collision with the man and the woman.

He showed all his white teeth. Merry Christmas, he said. The woman's face relaxed.

"Merry Christmas," she said. "Do look at the color of those mittens." The man drew a deep breath, and the woman went down the steps ahead of him, turned and threw a bright, new, shining quarter of a dollar to the Italian boy.

The boy gave an ecstatic gasp—and the man was gone.

In all this busy city of New York if a man and a woman are to have a case to-day at all I will wager all my belief in human nature that the woman's face will be as white as the man's.

I am sorry for Fayne Moore, and that the man will marvel to himself—and change the subject.

Only it is not always Christmas—and cheerful boys with new mittens do not grow on every corner.

TRENTON FATHER IN JAIL FOR STEALING HIS CHILD.

Neighborhood Applauded When the Little One's Mother Regained Possession of the Babe.

Trenton, Dec. 25.—In a cell at Police Headquarters is Fred Keeler, charged with stealing his own child from the home of his wife's mother. His young wife alleges that he failed to support her almost since they were married four years ago. Mrs. Keeler struggled as best she could until a month ago, when she left him to work in a pottery, which enabled her to support herself and child.

Last Thursday Keeler went to the wife's home and took the babe away. Yesterday Mrs. Keeler went to her husband's residence with a description of her recovered child. Keeler was arrested.

The struggle between the husband and wife to gain possession of her while she was watching with great interest by the neighbors, and when the mother again secured the baby yesterday the neighborhood was out in force to applaud her victory.

HER VALISE AND GEMS STOLEN IN A PULLMAN.

Another Bag Substituted for Woman Passenger's, Which Contained Money and Diamonds Worth \$1,500.

While on her way to visit her father, Richard Barlow, in Trenton, yesterday Mrs. William L. Smith, of East Liverpool, O., had a satchel stolen from her containing money and diamonds valued at \$1,500.

Mrs. Smith was in a Pullman car. A satchel was substituted for hers while she was in another part of the car. The substitute contained a man's night shirt.

MISSING MAN IS FOUND.

Architect Slack Located in the West After a Search of Ten Weeks.

William W. Slack, the architect who so mysteriously disappeared from Trenton about two weeks ago, and was at first believed to have been drowned in the Delaware, is known to be among the living, although he has not yet returned to his family. He has been located in the West through a description sent out at the time of his disappearance.

He is believed to have been suffering from mental trouble.

OUTCRY AGAINST ROBERTS, THE POLYGAMIST, GROWS STRONGER AND LOUDER WITH EACH DAY.

Leading Women Flock to the Journal's Crusade in Defence of American Homes.

Gen. Joe Wheeler Declines in His Vigorous Way Against Seating the Mormon Member.

Foresaw This Difficulty He Says When Utah was Admitted and Fought Against Her.

THE page of emphatic protests published in the Journal yesterday from American clergymen of various sects all directed against the seating in Congress of Brigham H. Roberts, the Mormon polygamist elected from Utah, produced a profound effect upon the thinking men and women of this city.

These leaders of Christian thought urge the rejection of the avowed polygamist in the names of Christianity, morality and justice to American womanhood. They recognize that the very foundations of the Republic—all that makes it stable, progressive and impregnable—rests upon the purity and sanctity of the home. They recall the speedy and utter downfall of the great Roman Empire as soon as the home ceased to exist and its women lost regard for its sanctities.

The voices of these reverend men, added to the protests of the women of the country, must and certainly will be heeded by Congress when the time comes.

In further proof of the widespread feeling that has been excited by the attempt to put a man with three wives into the law making body of the nation, the Journal gives this morning other interviews with prominent men and women of this city, while every day brings a large number of signed petitions, forwarded to the Journal office, which are to be presented to Congress.

Rosalie Loew's Legal View.

I share with other women the feeling and belief that polygamy is wrong, but I hesitate to express any further opinion as to the possibility of keeping Mr. Roberts out of Congress until I have thought well of the subject.

Rosalie Loew

WOMEN'S VOICES IN PROTEST.

MRS. JOSEPH D. SLAYBACK, Secretary of the Woman's Home Missionary Society.—Yes, put me down as emphatically opposed to seating Roberts, of Utah.

GEN. JOE WHEELER OPPOSED TO ROBERTS.

GENERAL JOE WHEELER, when interviewed last night at No. 30 West Seventy-first street, regarding the seating of Polygamist Roberts, of Utah, in Congress, declared most emphatically that he was opposed to the admission of any polygamist to the House.

"I foresaw this difficulty many years ago," said the General, "and did my utmost to prevent it. I am utterly opposed to admitting a polygamist member to Congress, and so declared myself when Utah sought admission."

"I was chairman of the Committee on Territories when Utah became a State. I prepared the bill with the distinct provision that the admission of Utah must be under a State Constitution which would prohibit polygamy in most unquestioned terms."

"My contention was answered by an assertion that polygamy in Utah was now impossible, and that to require such a provision would be a reflection on the intelligence of that people."

"This plea had its effect on the committee, and my proposition was voted down. I then prepared a minority report embodying the requirements as essential. Congress, however, did not agree with me, and voted to admit Utah under a Constitution which does not prohibit polygamy."

"After my proposition was voted down I then voted with the other members of the House in favor of Utah's admission as a State."

"I would append my signature to the Journal's anti-polygamy petition with pleasure were it not for the fact that I am a member of Congress, and it would be a trifle inconsistent on my part to petition myself."

Utah, in Congress, I am heartily in accord with the Journal's position.

MRS. EDWARD B. POOTE, Treasurer of Sorosis.—I think the women of America ought, without a dissenting voice, to oppose the seating of Congressman Roberts, the Mormon polygamist, from Utah.

To allow him to sit in our law-making body would be an insult to American womanhood as well as a disgrace to the country.

MRS. CLINTON B. FISK, President of the Woman's Home Missionary Society of the Methodist Episcopal Church.—The Executive Board of our society, at its regular meeting in Cincinnati, took action in this matter and decided to send a petition of protest to Congress in behalf of the women of the society.

MRS. K. L. LANE, President of the Business Women's Republican Club.—The United States has a grievance against the State of Utah for bad faith. Utah has broken the agreement made with the United States when she obtained sovereignty—a pledge not to tolerate polygamy. The Federation of the States should bring Utah into court. That is my way of looking at the difficulty and its remedy.

MEN EQUALLY ANGRY.

JUDGE MARTIN T. MAHON.—I believe Congress will satisfactorily deal with the question of Roberts, the polygamist. No expert facts can be passed to affect him, but Congress can of course prevent any polygamist taking a seat in the future, which

THE JOURNAL'S ANTI-POLYGAMY PETITION.

To the Congress of the United States:

The undersigned appeal to the Congress of the United States to deny participation in its councils to Brigham H. Roberts, a polygamist elected from the State of Utah. We respectfully urge upon the members of Congress that the sense of morality of a great people revolts at the thought of permitting a defender of the turpitude associated with Mormonism, himself practising the doctrines which that sect teaches, to have a voice in the shaping of the laws and destinies of this country.

And we further respectfully petition you to take the necessary steps looking toward an amendment to the national Constitution forbidding polygamy within the United States, or any place subject to its jurisdiction, and making a polygamist ineligible to public office.

Rev. Dr. R. S. Marthar
Pastor Calvary Baptist Ch.
New York.

(REV. DR. R. S. MARTHAR.)

Daniel Butterfield

(DANIEL BUTTERFIELD.)

John D. Crimmins

(JOHN D. CRIMMINS.)

Madison C. Peters
Pastor Bloomingdale Reformed Church, New York.

(REV. MADISON C. PETERS.)

(Sign here.)

It undoubtedly will do if there is no other way of settling the question.

FORMER JUDGE HENRY E. HOWLAND.—I certainly believe that Congress should sternly set its face against polygamy on the part of any of its members. I don't think that any man should be allowed to get into Congress who is openly violating the law of the country.

FREDERIC R. COUDERT.—I am as much opposed to polygamy as anybody, and the time has come when we must take action. I think the proper remedy. Indeed, I think the admission of Roberts to Congress would do more to cause the passage of the amendment than his expulsion.

ROBERT H. DE WITT, Vestryman of Epiphany Church.—A desecration of womanhood, such as is this man Roberts, should have no place or voice in the halls of Congress. Unseat him, by all means.

CHARLES H. VITTEBS, of the Lutheran Church, Eighteenth street.—To allow the polygamist Roberts to assume the duties of the office would be a slap at God-loving and law-abiding people of the United States. I am emphatically in favor of unseating him.

MAX WOLFGANG, of Bethel Synagogue, on East Twenty-ninth street.—Congress will do the right thing, and it should be one of their first acts when they convene. To pass over the matter lightly would be a crime.

EASTERN MORMONS' FIGHT FOR ROBERTS.

Every Atom of Influence Being Exerted to Nullify the Journal's Fight.

The Mormon Church in the East, or "The Eastern Mission," as it is called, has been profoundly stirred by the stand of the Journal against the seating in Congress of Representative-elect Brigham H. Roberts, the man with three wives.

The elders, however, who are in charge of this mission, and have received their authority direct from the apostles of the Church, will without exception assure the inquirer that the fate of Roberts makes not one whit of difference to them or to "The Eastern Mission."

The fact is, however, that every atom of influence possessed by this great organization is to be on all fours with the most important article of their faith, viz.: That new revelation is the seed of perpetuity in the Christian Church.

The Mormon Church is growing rapidly in the East. It possesses a thorough and efficient organization and is presided over by men whose ability to make converts is something remarkable. "The Eastern Mission" now embraces the New England States, New York, Pennsylvania, New Jersey, Maryland and West Virginia.

The President of the Young Men's Mission in the East is Anthony P. Kesler, with headquarters at No. 52 Concord street, Brooklyn. He is a young man of great natural force, clean-cut, athletic, kludgy and a zealot. When he talks Mormonism he speaks from the heart, and though he is not a cultured man in the accepted sense, his words impress and captivate.

The elders and their assistants work under the direction of President Kesler with the devotion of fanatics, and not a week passes but they add converts to the ranks for which they are at any time ready to suffer martyrdom.

"The Mormon Church in the East," said President Kesler yesterday, "is not concerned with the seating of Brigham H. Roberts. It makes no difference to us whether he be seated or not. The agitation against Roberts was started and is kept alive by the Republican press, particularly that of Salt Lake City. The Salt Lake City Herald, a Democratic paper and anti-Mormon, supports Roberts, while the Church organ has nothing to say on the subject. In other words, the fight against Roberts is a political fight pure and simple."

"It is nonsense to say that Roberts stands for polygamy. He has three wives. It is true, but he took these wives before the passage of the Edmunds-Tucker law and before the edict of President Woodruff. It is nonsense to say that he would take these wives to Washington with him. Will his enemies say that because he has been elected to Congress he should turn these helpless women out into the streets? That would be brutal. Having taken them to

Mormons Throughout the East Alarmed by the Fierce Sentiment Against Their Man.

All the Secret Powers of the Church Newly Allied to Nullify This Paper's Work.

Evasive and Plausible Statements That Plural Wives No Longer Exist in Utah.

wife, it is his duty to cherish them and honor them.

Polygamy is a Dead Issue. "But the issue of polygamy is no longer alive in the Mormon Church. It is a dead issue. We do not ask people to join us from any illicentious motive. At the same time we have no apologies to offer. We have a plurality of wives do not run after other men's wives. We are, we are God-fearing. If we have more than one wife we have taken her in the fear of God, from deep religious feeling and not from any illicentious motive."

"But, as I said before, polygamy is a dead issue. Nobody can deny that the Mormon of to-day is a patriotic American citizen. We believe the Constitution of the United States to be an inspired document."

"Now, all we want is to have a chance to preach to the people. We are not here to hunt polygamy in the faces of the people, but to preach plain Bible doctrine. We believe the Christian world is jealous of what we've got, and that is the reason they are fighting us. Polygamy as such, with us to-day, and a man who would take more than one wife would be excommunicated."

"Mr. Roberts cannot be unseated save by an amendment to the Constitution of the United States. I understand, however, that Congress cannot amend a man it does not like on the ground of the color of his hair. It can do this by a two-thirds vote, and I should not be surprised if history were to go as far as that. Even in that case it would be a question whether Mr. Roberts would not be entitled to an appeal to the Supreme Court."

President Samuel W. Richards said: "Polygamy is entirely discredited now by both State and church. If any one should attempt to practise polygamy in Utah he would be dismembered from the church and put in the penitentiary."

Despite all assertions to the contrary, however, it is a fact that polygamy has not been stamped out in Utah, and is still practised even among the Latter Day Saints in the East. When the Utah Mormon is charged with polygamy he will say that since October 8, 1890, no polygamous marriages have been solemnized under church sanction. When asked if Saints who were polygamists prior to 1890 are still living unlawfully with their plural wives, he will evade the question, declaring that a man's private affairs are his own business.

Experienced men believe that in the election of B. H. Roberts to Congress the Mormon people have given notice that only those who are faithful to the creeds of the priesthood can hope to become powerful in Utah. Roberts still practices polygamy. Eugene A. Young, a grand son of Brigham Young, has heretofore expressed the opinion that the problem of Mormonism must be faced again and that already Utah's two seats in the United States Senate are at the disposal of the Mormon Church leaders.

It has also been charged against Roberts that he married a third wife after the anti-polygamy manifesto was issued. In support of these charges it is declared that one of his wives bore him twins after statehood was granted, and that Dr. Maggie C. Shipp, a woman physician, of Salt Lake City, changed her name to Roberts and he lived at her house when in the State capital.

Polygamy Taught to the Young. It is further said that in a quiet way polygamy is still being taught to the young people of the church through the Improvement Era, the organ of the young men's organizations. August M. Cannon, one of whose plural wives is now a State Senator, declared:

"We still believe in the principle of plural marriages, as we believe in the practices of the patriarchs. You can't change a people's beliefs. But we submit to the law."

Roberts appeared in this city as a leader of a Mormon evangelistic movement in February, 1897. He spoke in Hardman Hall and made an excellent impression. Brooklyn has been one of the most promising fields that the Mormons have developed in the East. Almost two thousand converts have been made since the mission was established, and to-day, under the rule of President Alonzo Kesler, the mission is in flourishing condition.

Speaking of the growth of Mormon doctrine, the Rev. William R. Campbell, who lived for many years in Salt Lake City, said:

"Mormonism in the United States is stronger to-day than it ever has been and is gaining every minute. The Mormon missionaries are actively at work throughout the country—more than two thousand of them. Polygamy has not died out among the Mormons. No man can be elected to any office in Utah unless he is a Mormon or favored by the Mormons."

FRAMING A BILL TO KILL THE ALLEN LAW. Chicago's Civic Federation Aims to Make Railway Franchise Gifts an Impossibility.

Chicago, Dec. 12.—The special committee of the Civic Federation, chosen some time ago to report on the question of compensation for street railway franchises, has widened the original scope of its work and expects soon to recommend a bill to replace the Allen law.

A majority of the committee favors a measure providing for a street railway commission, to be appointed by the Mayor or elected by the people, and to take full control of traction matters. The object is to remove control of the street railways from the City Council.

The second measure, which has been at work for two weeks considering a substitute bill to the general committee yesterday. The committee hopes to have both its report and the new bill ready by the middle of the week. The intention is to have the measure taken up and introduced in the Legislature some time in January.

Before finally deciding on the text of the measure, the committee, it is said, will confer with the various street railway and representatives of the traction interests.

THE PROFESSOR LEARNS A NEW LANGUAGE.

Eminent Criminologist Takes a Lesson Free of Expense in a Police Court.

In the Centre Street Police Court yesterday morning was a well-dressed, middle-aged man, who, declined to give his name, but who told the officers that he was a student of criminology and a professor in one of the leading colleges. He was given a seat where he could hear well. An ex-detective volunteered to keep him posted.

Two men, Arthur Sylvester, alias "English Harry," and John McGlynn, two well-known crooks suspected of taking a \$125 watch from J. H. Reid, of No. 135 East One Hundred and Twenty-fifth street, were arraigned. The criminologist asked if they were professional criminals.

"Yes," replied his guide, "I know he's got 'em. I know English Harry ten years ago. He gave a guy a year for taking a bar-keeper's watch, and then he stole his watch. I gave him a year for that. His pal, there, is a moll, but he's got him out for a leather at South Ferry, but he wouldn't come to court. Up at Headquarters there is many squeals against the two of 'em. Both have done some job at many a bit."

The eminent criminologist looked at the ex-detective and asked the lawyer to say "Exactly, exactly," and thanked the policeman for his information.

"Would you mind telling me, or translating to me, as it were, what that policeman just said?" asked the old gentleman of a lawyer standing near.

"Certainly," said the lawyer Goodhart. "He said he arrested English Harry for giving knockout drops to a man and then stealing his watch, and for which he was sent to prison for a year. That policeman with him, his companion, is a man who confines himself to stealing from women, and the other fellow, McGlynn, he also refused to prosecute. He also said that they had many complaints against them at Police Headquarters, but he also explained, you had been guilty of many thefts and had been in prison on numerous occasions."

"Oh, is that it? Thank you," said the student of criminology, greatly relieved.

NO WHEAT FAMINE IN SPITE OF SIR WILLIAM.

Statistician J. R. Dodge Gives Figures to Dispute Those of the English Scientist.

Albany, N. Y., Dec. 25.—J. R. Dodge, for many years statistician of the United States Department of Agriculture at Washington, has written an exhaustive answer to the address of Sir William Crookes before the British Science Association in which the latter predicted a great wheat famine. Mr. Dodge says:

"Sir William Crookes declares that there is already a deficit of wheat area of 31,000 square miles, or approximately 20,000,000 acres—rather unreasonable in view of the fact that this area, at the present rate of yield, would produce nearly 200,000,000 bushels, while the European deficiency, which is the principal one in the world, is by the Broomfield record, only 210,000,000 bushels, or about the same as the deficit."

"He assumes the present annual requirement for bread is 2,324,000,000 bushels of wheat, and that the total area of wheat in the world is 2,324,000,000 acres, or an average more than that figure, the compilation of such estimates for seven years by the Department of Agriculture showing 2,477,845,000, an excess of over 150,000,000."

UNITED EVEN IN DEATH. Mrs. Long Outlived Her Husband but One Day—Buried Together.

The Presbyterian Church of Orster Bay was crowded yesterday at the funeral of Captain Edward Long and his wife. Captain Long died on Friday, and his wife survived him but one day. Long was seventy-eight years and his wife seventy-two. They had lived most of their lives at Orster Bay, and were well known.



Mrs. Russell Sage.

MRS. SAGE'S DECISIVE WORDS.

YOU may say that I am opposed to the admission to Congress of this confessed polygamist from Utah. It is just and right that he should be excluded from making laws for the rest of us.

MRS. RUSSELL SAGE.

CONGRESSMAN-ELECT ROBERTS PREDICTS ETERNAL POLYGAMY.

In the life to come a man will build and inhabit, eat, drink, associate and be happy with friends, and the power of endless increase will continue to the power and dominion of those who attain by their righteousness unto those privileges. What a revelation is here! Instead of the God-given power of procreation being one of the chief things that is to pass away, it is one of the chief means of man's exaltation and glory in that great eternity. Through it man attains to an endless increase of eternal lives and the right of presiding as priest and patriarch, king and lord over his ever-increasing posterity. — From BRIGHAM H. ROBERTS'S book, "New Witness for God," indorsed by the heads of the Church.

States Senate are at the disposal of the Mormon Church leaders.

It has also been charged against Roberts that he married a third wife after the anti-polygamy manifesto was issued. In support of these charges it is declared that one of his wives bore him twins after statehood was granted, and that Dr. Maggie C. Shipp, a woman physician, of Salt Lake City, changed her name to Roberts and he lived at her house when in the State capital.

Polygamy Taught to the Young. It is further said that in a quiet way polygamy is still being taught to the young people of the church through the Improvement Era, the organ of the young men's organizations. August M. Cannon,

MRS. HELMUTH TRUSTS TO THE AMERICAN MAN.



Mrs. Wm. Tod Helmuth

THE case of Mr Roberts and his legal status is one in which I do not propose to interfere. It can be left with safety to the judgment of the men, for I have every confidence in the American man.

He will do what is right and proper to be done.—MRS. WILLIAM TOD HELMUTH, President of Sorosis, to the Journal.